

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA
at Bluefield

BLUESTONE COAL CORPORATION,

Plaintiff,

vs.

CIVIL ACTION NUMBER: 1:07-CV-0549

CNX LAND RESOURCES INC.,
CONSOL ENERGY INC.,

Defendants.

JOINT NOTICE OF SETTLEMENT

The parties, by their counsel, hereby jointly notify the Court that a settlement of this litigation has been reached. Appropriate documentation reflecting the settlement will be submitted to the Court within thirty (30) days of this Notice.

Respectfully submitted,

s/ Paul T. Tucker

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CERTIFICATE OF SERVICE

Service of the foregoing **JOINT NOTICE OF SETTLEMENT** was had upon defendants by forwarding a true and complete copy to their attorneys last known address shown below, this 19th day of August, 2009, as follows:

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